

McDermott
Will Emery

MEMO ENDORSED

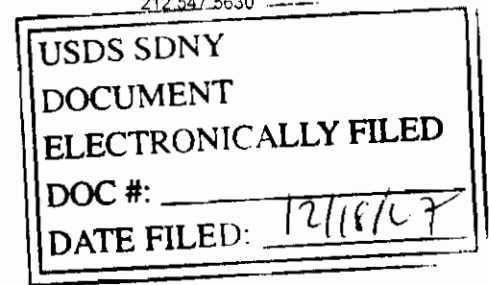
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December 14, 2007

BY HAND

Hon. Richard J. Sullivan
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St., Room 615
New York, NY 10007



Re: Time Square Construction Inc. v. BTC et. al, No. 07-CV-7403 (RJS)(DCF)

Dear Judge Sullivan:

We represent the plaintiff, Time Square Construction, Inc. in the above referenced action. We write to request that Your Honor extend the deadlines for the parties to submit the joint letter referenced in Your Order of December 4, 2007, currently due on December 19, 2007, as well as the Case Management plan currently due on January 2, 2007, to January 4, 2007. We make this request because the lead attorney on this matter, Joel Cohen, had a death in his immediate family last night. That fact, coupled with the holidays, will make it very difficult to coordinate with all parties in this action before the New Year. All of the defendants consent to our request that the joint letter and Case Management plan be due on January 4, 2007.

Respectfully submitted,

Leila R. Pittaway

cc: Carol L. O'Rourke Pennington
Richard S. Brook
Bruce Jay Cooper
Michael James D'Angelo
Gary Silverman
Richard H. Markowitz
James Michael Steinberg
Lowell George Peterson
Norman Rothfeld
Bruce Steven Levine

*The joint letter and
case management plan shall
be submitted by 2 pm on Jan.
4, 2008.*

SO ORDERED

Dated:

12/18/07
RICHARD J. SULLIVAN
U.S.D.J.